

Title 195 - NEBRASKA DEPARTMENT OF ENVIRONMENTAL CONTROL

Chapter 11 - INSPECTIONS, ACCESS

001 Employees of the district and the Department shall have access at all reasonable times to inspect chemigation systems and otherwise carry out their duties under the Chemigation Act.

002 The district shall conduct an inspection of each injection location for which an application for a chemigation permit has been received to determine compliance with the equipment standards of Chapters 9 and 10 except as provided for in Chapter 5.

002.01 The inspection for a permit application to be issued according to Chapters 3 and 5 shall be conducted within forty-five days after the application is filed.

002.02 For each special permit issued according to Chapter 5, an inspection shall be conducted prior to permit renewal.

002.03 For each emergency permit issued, an inspection shall be conducted during the forty-five day effective period of the permit if no inspection was conducted prior to permit issuance.

003 The district shall conduct an inspection of replaced or altered equipment after being notified of such changes by the permitholder to determine compliance with Chapter 10. When in compliance, the district shall approve the continuance of the permit. If not in compliance, the permit shall be suspended under Chapter 3, 004.05 until compliance is demonstrated and approval for operation is given by the district.

004 Each application for renewal is subject to inspection of equipment and site to determine compliance with the Chemigation Act. When an inspection is made and compliance is not demonstrated, renewal shall be refused, suspended, or revoked (pursuant to Chapter 3, 004) until compliance is achieved and approval for operation given by the district.

005 The district shall develop an areawide, selective and periodic inspection program to insure compliance with the Nebraska Chemigation Act and these rules and regulations.

Enabling Legislation: Neb. Rev. Stat. §§ 46-1117 thru 46-1119; 46-1121, 46-1122, 46-1124 and 46-1127

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